IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 18TH DECEMBER 2007 / 27TH AGRAHAYANA 1929

WP(C).No. 37441 of 2007(G)

PETITIONER:

G.R.SHOBA,T.C.1/2079, "KRISHNA"
THAMARABHAGOM, MEDICAL COLLEGE P.O.
THIRUVANANTHAPURAM.

BY ADV. SRI.D.KISHORE

RESPONDENTS:

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1. THE CORPORATION OF THIRUVANANTHAPURAM
REPRESENTED BY ITS SECRETARY, THIRUVANANTHAPURAM

2. SURENDRAN.K.
T.C.1035/1. PAZHAYA ROAD,
MEDICAL COLLEGE P.O.THIRUVANANTHAPURAM

3. STATE OF KERALA REPRESENTED BY ITS
SECRETARY, LOCAL SELF GOVERNMENT DEPARTMENT
THIRUVANANTHAPURAM.

R1 BY SR.ADVOCATE MR.N.NANDAKUMARA MENON
ADV.MR.P.K.MANOJ KUMAR
R3 BY GOVT. PLEADER MR.K.J.MOHAMMED ANZAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C) No.37441 of 2007

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Dated: 18th December, 2007

JUDGMENT

I do not propose to go into the merits of the matter. But it is seen that under Ext.P3 order the Tribunal for Local Self Government Institutions have set aside Ext.P2 order directing issuance of a permit to the 2nd respondent for the construction of floors over the existing floor of the building constructed by him and directed the Corporation to strictly comply with the directions issued by this court through its judgment in W.A.No.671/07(Ext.P1). The grievance of the petitioner is that the directions under Ext.P3 are not being complied with by the Corporation.

2. Standing Counsel enters appearance on behalf of the 1st respondent-Corporation. Though Standing Counsel seeks time to get instructions, in view of the apparent position that Ext.P3 has attained finality, I am not inclined to grant time. The Writ Petition will stand disposed of directing the 1st respondent-Corporation to take necessary follow up action pursuant to Ext.P3 with notice to the petitioner and the 2nd respondent at the earliest. At any rate, follow up action will be initiated and finalised by the Corporation within a period of one month of receiving a copy of the judgment. The

petitioner is directed to send a copy of the judgment to the second respondent also as soon as he receives the same from this court.

srd **PIUS C.KURIAKOSE, JUDGE**